

Adopted	Rejected
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COMMITTEE REPORT

YES:	13
NO:	0

MR. SPEAKER:

*Your Committee on **Elections and Apportionment**, to which was referred House Bill 1195, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 3-5-2-50.1 IS ADDED TO THE INDIANA CODE
- 4 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 5 1, 2001]: Sec. 50.1. "**Voter identification number**" refers to any of
- 6 **the following numbers chosen by a voter:**
- 7 **(1) The last four (4) digits of the voter's Social Security**
- 8 **number.**
- 9 **(2) The voter's driver's license number issued under**
- 10 **IC 9-24-11.**
- 11 **(3) The voter's identification card number issued under**
- 12 **IC 9-24-16."**
- 13 Page 2, between lines 8 and 9, begin a new paragraph and insert:
- 14 "SECTION 3. IC 3-7-26-7 IS AMENDED TO READ AS
- 15 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 7. The circuit court
- 16 clerk or board of registration shall provide the following information

in a format prescribed by the commission for each voter who is registered in the county:

(1) Name.

(2) Address, in the form of:

(A) a physical address, in a city or town where a street address is insufficient to provide United States Postal Service delivery; and

(B) a mailing address, as recognized by the local United States Postal Service office, including city or town, state, and zip code;

in separate data fields, according to commission formatting standards.

(3) Date of birth.

(4) Township.

(5) Ward, if applicable.

(6) Precinct.

(7) State senate district and house of representatives district.

(8) Congressional district.

(9) Gender.

(10) Telephone number, if available.

(11) Voting history for the previous ten (10) year period if available.

(12) A unique field established for each registered voter, so that future submissions may be linked and cross-referenced with previous data submitted by the county.

(13) Date of registration.

(14) Voter identification number."

Page 2, line 17, delete "require the applicant to provide the last four".

Page 2, line 18, delete "digits of the applicant's".

Page 2, line 18, strike "Social Security".

Page 2, line 18, after "Security" insert "**require the applicant to provide the applicant's voter identification**".

Page 5, between lines 37 and 38, begin a new paragraph and insert:
 "SECTION 10. IC 3-10-1-24 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 24. (a) A voter who desires to vote must give the voter's name and political party to the poll clerks of the precinct on primary election day. The poll clerks shall

1 require the voter to write the following on the poll list:

- 2 (1) The voter's name.
- 3 (2) The voter's current residence address.
- 4 (3) The name of the voter's party.

5 **(b) The poll clerks shall:**

- 6 **(1) request the voter to provide the voter's voter identification**
- 7 **number;**
- 8 **(2) inform the voter what numbers the voter may use as a**
- 9 **voter identification number; and**
- 10 **(3) explain to the voter that the voter is not required to**
- 11 **provide a voter identification number at the polls.**

12 **(c)** If the voter is unable to sign the voter's name, the voter must sign
 13 the poll list by mark, which must be witnessed by one (1) of the poll
 14 clerks or assistant poll clerks acting under IC 3-6-6, who shall place the
 15 poll clerk's or assistant poll clerk's initials after or under the mark.

16 SECTION 11. IC 3-10-1-31 IS AMENDED TO READ AS
 17 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 31. (a) The inspector
 18 of each precinct shall deliver the bags required by section 30(a) and
 19 30(c) of this chapter in good condition, together with poll lists, tally
 20 sheets, and other forms, to the circuit court clerk when making returns.

21 (b) Except for unused ballots disposed of under IC 3-11-3-31, the
 22 circuit court clerk shall carefully preserve the ballots and other material
 23 and keep all seals intact for twenty-two (22) months, as required by 42
 24 U.S.C. 1974, after which they may be destroyed unless:

- 25 (1) an order issued under IC 3-12-6-19 or IC 3-12-11-16; or
- 26 (2) 42 U.S.C. 1973;

27 requires the continued preservation of the ballots or other material.

28 (c) Upon delivery of the poll lists, the circuit court clerk or board of
 29 registration may unseal the envelopes containing the poll lists. For the
 30 purposes of:

- 31 (1) a cancellation of registration conducted under IC 3-7-43
- 32 through IC 3-7-46; or
- 33 (2) a transfer of registration conducted under IC 3-7-39,
- 34 IC 3-7-40, or IC 3-7-42;

35 the clerk or board may inspect the poll lists and update the registration
 36 record of the county. **The clerk or board shall use the poll lists to**
 37 **update the registration record to include the voter's voter**
 38 **identification number if the voter identification number is not**

1 **already included in the registration record.** Upon completion of the
 2 inspection, the poll list shall be resealed and preserved with the ballots
 3 and other materials for the time period prescribed by subsection (b).

4 (d) After the expiration of the period described in subsection (b), the
 5 ballots may be destroyed in the manner provided by IC 3-11-3-31 or
 6 transferred to a state educational institution as provided by
 7 IC 3-12-2-12.

8 SECTION 12. IC 3-11-3-18 IS AMENDED TO READ AS
 9 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 18. (a) At the extreme
 10 top of a poll list sheet the heading "VOTERS POLL LIST" should
 11 appear, followed by the following information:

12 (1) The type of election.

13 (2) The date of the election.

14 (3) The name of the precinct, township (or ward), and county.

15 (b) Following the information required in subsection (a), the
 16 following headings should appear from left to right on each sheet:

17 (1) "Signature of Voter".

18 (2) "Address of Voter".

19 (3) **"Voter Identification Number (Optional)".**

20 (4) "If any voter shows his or her ballot after being marked, or by
 21 accident mutilates or defaces his or her ballot, note it in this
 22 column. Also note any other irregularity in this column."

23 SECTION 13. IC 3-11-8-25 IS AMENDED TO READ AS
 24 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 25. (a) After a voter has
 25 passed the challengers or has been sworn in, the voter shall be admitted
 26 to the polls. Upon entering the polls, the voter shall announce the
 27 voter's name to the poll clerks or assistant poll clerks. A poll clerk, an
 28 assistant poll clerk, or a member of the precinct election board shall
 29 require the voter to ~~sign~~ **write the following** on the poll list:

30 (1) The voter's name. ~~and~~

31 (2) ~~The voter's current residence address. of residence.~~

32 (b) **The poll clerk, an assistant poll clerk, or a member of the**
 33 **precinct election board shall:**

34 (1) **request the voter to provide the voter's voter identification**
 35 **number;**

36 (2) **inform the voter what numbers the voter may use as a**
 37 **voter identification number; and**

38 (3) **explain to the voter that the voter is not required to**

provide a voter identification number at the polls.

(c) This subsection does not apply to a precinct in a county with a computerized registration system whose inspector was:

- (1) furnished with a list certified under IC 3-7-29; and
- (2) not furnished with a certified photocopy of the signature on the affidavit of registration of each voter of the precinct for the comparison of signatures under this section.

In case of doubt concerning a voter's identity, the precinct election board shall compare the voter's signature with the signature on the affidavit of registration or any certified copy of the signature provided under IC 3-7-29. If the board determines that the voter's signature is authentic, the voter may then vote. If either poll clerk doubts the voter's identity following comparison of the signatures the poll clerk shall challenge the voter in the manner prescribed by section 21 of this chapter.

~~(c)~~ (d) If, in a precinct governed by subsection ~~(b)~~ (c):

- (1) the poll clerk does not execute a challenger's affidavit; or
- (2) the voter executes a challenged voter's affidavit under section 22 of this chapter or had executed the affidavit before signing the poll list;

the voter may then vote.

SECTION 14. IC 3-11-8-26 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 26. (a) If a voter:

- (1) cannot sign; or
- (2) is a voter with a disability that makes it difficult for the voter to sign;

the voter's name and address, the poll clerks shall, by proper interrogation, satisfy themselves that the voter is the person the voter represents the voter to be.

(b) If satisfied as to the voter's identity **under subsection (a)**, one (1) of the poll clerks shall then place **the following** on the poll list:

- (1) The **voter's** name. ~~of the voter and~~
- (2) The voter's current **residence** address. ~~of residence.~~

(c) The poll clerks shall:

- (1) **request the voter to provide the voter's voter identification number;**
- (2) **inform the voter what numbers the voter may use as a voter identification number; and**

1 **(3) explain to the voter that the voter is not required to**
2 **provide a voter identification number at the polls.**

3 **(d)** The poll clerk shall then add the clerk's initials in parentheses,
4 after or under the signature. The voter then may vote."

5 Page 6, line 15, delete "forty-five (45)" and insert "**seventy-four**
6 **(74)**".

7 Renumber all SECTIONS consecutively.
 (Reference is to HB 1195 as introduced.)

and when so amended that said bill do pass.

Representative Kromkowski